IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 13TH APRIL 2007 / 23RD CHAITHRA 1929

Bail Appl..No. 2111 of 2007()

(CRIME NO.149/2007 OF NEDUMANGADU POLICE STATION)

.....

PETITIONERS/ACCUSED 1 AND 2:

1. SABU @ SANTHOSH, S/O. CHANDRAN,
   PULIMOOTTIL VEEDU, AYANIYARATHALA,
   BACK SIDE OF AAKULAM BOAT CLUB, PRASANTH NAGAR,
   CHERUVAICKAL DESOM, ULLOOR VILLAGE.

2. SHAJI @ KUNJUMON, S/O. BABU,
   PERUMPADASSERY VILA VEEDU, MANACAUD WARD,
   MUTTATHARA VILLAGE, FROM MBS VEEDU, NEAR THE
   CSI CHURCH, MOTTUMOODU DESOM, PALLICHAL VILLAGE.

BY ADV. SRI.D.KISHORE

RESPONDENTS: STATE & COMPLAINANT:

1. STATE OF KERALA, REPRESENTED BY
   ITS PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
   ERNAKULAM.

2. THE SUB INSPECTOR OF POLICE,
   NEDUMANGADU POLICE STATION.

BY PUBLIC PROSECUTOR SRI JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 13/04/2007,THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

B.A. No. 2111 OF 2007

Dated this the 13th day of April, 2007

O R D E R

In this Petition filed under Sec. 439 Cr.P.C. the petitioners, who are accused Nos.1 and 2 in Crime No.149/07 of Nedumangadu Police Station for an offence punishable under Sec.392 read with section 34 I.P.C., seek their enlargement on bail. The occurrence took place on 19.2.07. Petitioners were arrested on the next day and are in custody ever since then.

2. I heard the learned counsel for the petitioners and the learned Public Prosecutor.

3. Having regard to the nature of the offences, the duration of judicial custody of the petitioners and the other circumstances of the case etc., I am inclined to grant bail to the petitioners. Accordingly, the petitioners are directed to be released on bail on each of them executing a bond for Rs.10,000/- (Rupees ten thousand only) with two solvent sureties each for the like amount to the satisfaction of the J.F.C.M.-II, Nedumangad and subject to the following conditions:

a. The petitioners shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

b. The petitioners shall make themselves available for interrogation as and when required by the police till the filing of the final report.

c. The petitioners shall not influence or intimidate the prosecution witnesses nor shall they attempt to tamper with the evidence for the prosecution.

d. The petitioners shall not commit any offence while on bail.

If the petitioners commit breach of any of the above conditions, the bail granted to them shall be liable to be cancelled.

This application is allowed as above.

(V. RAMKUMAR, JUDGE)

aks